

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Cowley et al.  
Application No. : 10/511,794  
Filed : March 17, 2005  
Title : SPECIFIC ANTIBODY FRAGMENTS FOR THE HUMAN CARCINOEMBRYONIC ANTIGEN (CEA)

TC/A.U. : 1643  
Examiner : Lynn Anne Bristol  
Confirmation No. : 6673

Docket No. : 976-20 PCT/US/RCE  
Dated : January 9, 2009

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Certificate of EFS-Web Transmission**

I hereby certify that this correspondence is being transmitted to the U.S. Patent and Trademark Office via the Office's electronic filing system on January 9, 2009.

Lisa Guzzardo

(Printed Name) Signature: /lisa guzzardo/

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Office Action mailed October 9, 2008, twice rejecting 32-36, 39-42 and 47-56. The present Notice of Appeal is being filed within three months of the mailing date of the October 9, 2008 Office Action.

The item(s) checked below are appropriate:

**1. STATUS OF APPLICANTS**

This application is on behalf of

- other than a small entity .  
 small entity.

A verified statement claiming small entity status

- is attached.  
 was already filed on \_\_\_\_\_.

## **2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 CFR 1.17(e), the fee for filing the Notice of Appeal is:

<input checked="" type="checkbox"/> small entity	\$270.00
<input type="checkbox"/> other than small entity	\$540.00

Notice of Appeal fee due **\$270.00**

## **3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

(complete (A) or (B), as applicable)

- (A)**  Applicants petition for an extension of time under 37 CFR 1.136 for the total number of months checked below (fees: 37 CFR 1.17(a)-(d)):

<u>Extension (months)</u>	<u>Fee for Other than Small Entity</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/> one month	\$ 130.00	\$ 65.00
<input type="checkbox"/> two months	\$ 490.00	\$245.00
<input type="checkbox"/> three months	\$1,110.00	\$555.00
<input type="checkbox"/> four months	\$1,730.00	\$1,175.00

Fee due for indicated extension \$ \_\_\_\_\_

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

Extension fee due with this request \$ \_\_\_\_\_

OR

- (B)**  Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$ 270.00  
Extension fee (if any) \$ \_\_\_\_\_  
TOTAL FEE DUE \$ 270.00

**5. FEE PAYMENT**

[ ] Attached is a check in the sum of \$\_\_\_\_\_.

[X] Charge Account No. 08-2461 the sum of \$ 270.00

**6. FEE DEFICIENCY**

[X] If any additional extension and/or fee is required or any overpayment has been made, please charge or credit our Deposit Account No. **08-2461** for such sum.

AND/OR

[X] If any additional fee for claims is required or any overpayment has been made, please charge or credit our Deposit Account No. **08-2461** for such sum.

Respectfully submitted,

/anna c. chau/  
Anna C. Chau  
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